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*Class Counsel*

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

JOSEPH RUWE and ELIZABETH ORLANDO, )  
 Individually and on behalf of all others similarly )  
 situated, )

Plaintiffs, )

v. )

CELLCO PARTNERSHIP d/b/a VERIZON )  
 WIRELESS, )

Defendant. )

No. 07-cv-03679 JSW

DECLARATION OF SHANA E.  
 SCARLETT RE CLASS MEMBER  
 EXCLUSION LIST AND OBJECTIONS  
 TO THE SETTLEMENT

Date: November 16, 2012  
 Time: 9:00 a.m.  
 Dept: Courtroom 11, 19th Floor  
 Judge: Hon. Jeffrey S. White

1 I, SHANA E. SCARLETT, declare as follows:

2 1. I am an attorney duly licensed to practice before all of the courts of the State of  
3 California. I am a partner with the law firm of Hagens Berman Sobol Shapiro LLP, one of the  
4 counsel of record for the Class in the above-entitled action. I have personal knowledge of the  
5 matters stated herein and, if called upon, I could and would competently testify thereto.

6 2. Attached are true and correct copies of the following exhibits:

7 Exhibit 1: List of class members seeking exclusion in a timely manner from  
8 participating in the Class;

9 Exhibit 2: Objections of James J. Poindexter, Cery Perle and Jeffrey Palmer to  
Proposed Settlement and Notice of Intent to Appear, dated October 2, 2012.

10 3. On October 8, 2012, I spoke with Mr. William Huff to inquire whether he wished to  
11 opt-out of the settlement or to object. He said that he had reviewed the two alternatives further and  
12 that he wished to opt-out of the settlement.

13 4. On October 5, 2012, we received a letter from Mr. Zenaido Quezada stating that: "I  
14 object to the settlement in *Ruwe v. Cello* [sic] *Partnership d/b/a Verizon Wireless*. I object because  
15 I don't want to be a part of this case and don't want to be in problems or affect my legal rights."  
16 Plaintiffs do not include Mr. Quezada's contact information here due to privacy concerns. I  
17 personally made multiple attempts to reach Mr. Quezada before the date of this filing to ascertain  
18 whether he wished to opt-out of the proposed settlement or to object. Mr. Quezada did not return  
19 my calls and did not include an e-mail address for us to reach him.

20 5. The opt-out list is provided to the Court pursuant to paragraph 9(b) of the  
21 Stipulation of Settlement Pursuant to Fed. R. Civ. P. 23, ECF No. 104, filed May 29, 2012.

22 I declare under penalty of perjury under the laws of the United States of America that the  
23 foregoing is true and correct. Executed this 12th day of October, 2012, in Berkeley, California.

24  
25 /s/ Shana E. Scarlett  
26 SHANA E. SCARLETT  
27  
28

**CERTIFICATE OF SERVICE**

I hereby certify that on October 12, 2012, I electronically filed the foregoing document using the CM/ECF system which will send notification of such filing to the e-mail addresses registered in the CM/ECF system, as denoted on the Electronic Mail Notice List, and I hereby certify that I have caused to be mailed a paper copy of the foregoing document via the United States Postal Service to the non-CM/ECF participants indicated on the Manual Notice List generated by the CM/ECF system.

Jeff D. Friedman  
JEFF D. FRIEDMAN